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August 13, 2010

*By ECF AND FIRST CLASS MAIL*

Honorable Arthur D. Spatt  
United States District Judge  
United States District Court  
Eastern District of New York  
P.O. Box 9014  
Central Islip, New York 11722-9014

Re: *Richard Marcus v. Olga Dufour, et al.*, No. 10-cv-01716 (ADS)(AKT)

Dear Judge Spatt:

We represent Olga Dufour, one of the defendants in this interpleader action. We write, pursuant to Section I(F) of your Individual Motion Practices, to request a further extension of time for Ms. Dufour to respond to the complaint from August 24, 2010 to September 30, 2010. This is our second request for an extension: Your Honor granted our initial request on July 15, 2010.

An extension from August 24, 2010 to September 30, 2010 will ensure that all of the defendants will be on the same schedule to respond to the interpleader complaint. On August 6, 2010, Your Honor granted plaintiff's request for an extension of time to serve Ms. Dufour's co-defendants. That deadline now is September 9, 2010. We accordingly request, with plaintiff's consent, a further extension of time to respond to the complaint to September 30, 2010, which is 21 days after that deadline. *See* Fed. R. Civ. P. 12(a)(1)(A)(1).

We understand that plaintiff's counsel has been in discussions with the attorney who likely will represent these other defendants, and that those parties have engaged in initial

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discussions regarding a deadline for those defendants to respond to the complaint. If plaintiff and Ms. Dufour's co-defendants agree to a deadline later than September 30, 2010, we will submit a request to Your Honor for a final extension of time to that later date.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jason P. Criss". The signature is fluid and cursive, with the first name "Jason" being more prominent.

Jason P. Criss

cc: George A. Xixis, Esq. (by ECF and email)  
Eric P. Magnuson, Esq. (by email)  
Christopher H. Lindstrom, Esq. (by email)  
*Counsel to Plaintiff Richard Marcus*